

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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CRANE MERCHANDISING  
SYSTEMS, INC.,

Plaintiff,

v.

NEWZOOM, LLC, BEST BUY STORES,  
L.P., BENEFIT COSMETICS LLC,  
and MACY'S INC.,

Defendants.

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C.A. No. 17-1000-MN

**JOINT MOTION AND ORDER TO  
EXTEND THE CASE SCHEDULE**

Crane Merchandising Systems, Inc. ("Crane"), and NewZoom, LLC ("NewZoom") have been working to resolve this case for months, and the Court has generously extended expert deadlines multiple times to accommodate negotiations. *See* D.I. 217, 220, and 224. The parties have been diligently pursuing settlement, including discussions between key business personnel at both Crane and NewZoom, and continue to do so. While a settlement agreement has not yet been reached, the parties' settlement discussions are ongoing in good faith, and both sides are committed to finding a resolution if possible. The parties now require an extension of the pretrial deadlines to allow settlement if possible or to resume litigation if not. This extension facilitates a realistic expert discovery and trial preparation schedule by proposing a continuation of the current trial date from June 2020 to October 2020. The parties do not anticipate any future requests to further continue the trial date.

WHEREFORE, the parties hereby jointly move, through their undersigned counsel and subject to the approval of the Court, that the Amended Scheduling Order (D.I. 224) shall be amended as follows:

Event	Current Date	Proposed Date
Response to § 101 motion	February 6, 2020	April 7, 2020
Opening expert reports	January 30, 2020	April 15, 2020
Reply to § 101 motion	February 20, 2020	April 21, 2020
Rebuttal expert reports	March 3, 2020	May 20, 2020
Close of expert discovery	March 27, 2020	June 19, 2020
Opening <i>Daubert</i> briefs due	March 31, 2020	July 2, 2020
Answering <i>Daubert</i> briefs due	April 21, 2020	July 23, 2020
Reply <i>Daubert</i> briefs due	May 5, 2020	August 6, 2020
Pretrial Order due	May 15, 2020	August 13, 2020
Pretrial conference	June 10, 2020	September 25, 2020 at 2:00 p.m.
Trial	June 22, 2020	October 5, 2020

All other provisions of the Court's scheduling order, as amended, remain unchanged.

Dated: January 29, 2020

**YOUNG CONAWAY STARGATT &  
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*Attorneys for Plaintiff/Counterclaim Defendant Crane Merchandising Systems, Inc.*      *Attorneys for Defendant/Counterclaim Plaintiff NewZoom LLC and for Defendants Best Buy Stores, L.P., Benefit Cosmetics LLC and Macy's Inc.*

**SO ORDERED** this 30th day of January, 2020.

  
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The Honorable Maryellen Noreika  
United States District Judge